

## USED MATERIAL YARDS

### DOING BUSINESS IN WINNIPEG BY-LAW NO. 91/2008

(Comes into force on June 1, 2008)

By-law Extract of pertinent sections regarding the regulation of specific business activities as adopted by Council effective June 1, 2008. This is only an extract. For more information please contact Community By-Law Enforcement Services at 986-2234

#### PART 1: GENERAL LICENSING PROVISIONS

##### DEFINITIONS

“**used materials**” means any of the following:

- (a) paper or paper products;
- (b) plastics;
- (c) used lumber or used wood products;
- (d) wood by-products, including sawdust, wood chips and chipped material;
- (e) used tires;

“**used material yard**” means a place where used materials are stored out of doors.

##### APPROVAL OF NEW LICENCE APPLICATION

83(2) The designated employee must not issue a Used Materials Yard Licence unless the designated employee receives:

###### Zoning Compliance

- (a) verification from a City employee authorized to administer and enforce the *Winnipeg Zoning By-law* or the *Downtown Winnipeg Zoning By-law* that operation of the used material yard on the premises for which the licence is sought is permitted under one of those two zoning by-laws;

###### Neighbourhood Liveability By-law

- (b) verification from an individual authorized to administer and enforce the Neighbourhood Liveability By-law that the operation of the used material yard on the premises proposed would not violate that By-law;

###### Fire Prevention

- (c) verification from the Fire Paramedic Chief or delegate that the operation of the used material yard on the proposed premises meets the

requirements of this Division, the Fire Prevention By-law, the Manitoba Fire Code and other regulatory requirements relating to fire safety;

**Standards for used material yards**

84(1) A used material yard must comply with the Manitoba Fire Code.

**PART 2 – SPECIFIC PROVISIONS RELATING TO USED MATERIAL YARDS**

84(2) Subject to section 100, a person who carries on the business of operating a used material yard must ensure that the used material yard is entirely enclosed with a fence that is:

- (a) a uniform height of at least 2.5 metres;
- (b) constructed and maintained to create a solid façade without gaps or holes on any portion of the fence that fronts on a street.

84(3) A person who carries on the business of operating a used material yard must ensure that used materials are not placed:

- (a) outside the fence referred to in subsection (2);
- (b) within 1.22 metres of any building or structure in the used material yard;
- (c) on the roof of any building or structure in the used material yard;
- (d) within 1.5 metres of any dwelling;
- (e) abutting any portion of the fence referred to in subsection (2) that fronts on a street.

84(4) A person who carries on the business of operating a used material yard must ensure that used material within three meters of a street is not greater than the height of the fence that surrounds the yard.

**SCHEDULE A – FEES**

**Part 1:** All license fees in this part are applicable to the licence year June 1, 2011 to May 31, 2012 and are subject to an inflationary increase based on the Consumer Price Index thereafter. Licence holders renewing a licence must pay the fee as increased by the rate of inflation.

No.	Business License	Annual Fee
23	Used Material Yard	\$349